

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA

FILED

2008 MAY -6 A 11: 26

UNITED STATES OF AMERICA

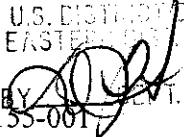
v.

RONALD LAVON JONES

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No. 1: 90-CR-155-001

Judge Edgar

U.S. DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
BY  CLERK

**MEMORANDUM AND ORDER**

Defendant Ronald Lavon Jones has filed a motion [Doc. No. 68] pursuant to 18 U.S.C § 3582 (c)(2) to modify and/or correct his sentence. He asserts that his sentence should be reduced because of the retroactive crack cocaine amendments to the Sentencing Guidelines. Amendment 706, as amended by Amendment 711, and made retroactive effective March 3, 2008, by the United States Sentencing Commission.

On June 24, 1991, this Court sentenced defendant to 270 months in custody of the Bureau of Prisons on cocaine base and firearms offenses. This sentence was at the low end of the applicable guidelines range (270-322 months). However, his guideline range was determined not by the cocaine base offense levels, but by his status as an armed career criminal under 18 U.S.C. § 924(e) and U.S.S.G. § 4B1.4.

The retroactive cocaine base guidelines amendment does not alter the guideline range applicable to the defendant. Since the sentencing guideline range has not been lowered, a reduction of the defendant's sentence is not authorized by the cocaine base amendment. U.S.S.G. § 1B1.10 (a)(2)(B).

For the above reasons, the defendant's motion pursuant to 18 U.S.C. § 3582(c)(2) to modify

and reduce his sentence [Doc. No.68] is **DENIED**.

SO ORDERED.

ENTER this the 5<sup>th</sup> day of May, 2008.

/s/ R. Allan Edgar

R. ALLAN EDGAR  
UNITED STATES DISTRICT JUDGE